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UNITED STATES BANKRUPTCY COURT SOUTHERN DISTRICT OF NEW YORK

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In re Chapter 11

DPH HOLDINGS CORP., et al., Case No. 05-44481 (RDD)

(Jointly Administered)

Reorganized Debtors.

REORGANIZED DEBTORS' DESIGNATION OF ADDITIONAL ITEMS TO BE INCLUDED IN RECORD ON APPEAL IN APPEAL BY MICHIGAN SELF-**INSURERS' SECURITY FUND** 

In accordance with rule 8006 of the Federal Rules of Bankruptcy Procedure (the "Bankruptcy Rules"), DPH Holdings Corp. ("DPH Holdings") and certain of its affiliated reorganized debtors in the above-captioned cases (together with DPH Holdings, the "Reorganized Debtors"), hereby submit their designation of additional items to be included in the record on appeal in Michigan Self-Insurers' Security Fund's appeal from this Court's Order Pursuant to 11 U.S.C. § 503(b) and Fed. R. Bankr. P. 3007 (I) Denying Michigan Self-Insurers' Security Fund's Motion to Permit Late Filed Claim and (II) Disallowing and Expunging Proof of Claim Numbers 19501, 19502, 19541, and 19542, dated December 23, 2009 (Docket No. 19237) (the "Order").

- 1. On December 29, 2009, Michigan Self-Insurers' Security Fund (the "Michigan Security Fund") filed a Notice Of Appeal (Docket No. 19248) from the Order. On January 6, 2010, Michigan Security Fund filed Michigan Self-Insurers' Security Fund's Statement Of Issues And Designation Of Record On Appeal (Docket No. 19291). Three of the items designated by the Michigan Security Fund do not appear as docket entries in these cases Michigan Security Fund's proof of claim number 19502 (item 10), Michigan Security Fund's proof of claim number 19501 (item 11), and the transcript of the hearing held on December 18, 2009 (item 19). Copies of those three items are attached to this filing as Exhibit A, Exhibit B, and Exhibit C, respectively.<sup>1</sup>
- 2. In accordance with Bankruptcy Rule 8006, the Reorganized Debtors designate the following additional items to be included in the record on appeal:

With exceptions not relevant here, "a party filing a designation of items to be included in a record on appeal shall cause to be filed on the CM/ECF system, unless previously filed, a copy of each item designated and attached to the designation." Bankr. S.D.N.Y. R. 8007-1(a).

Designation No.	Date	Docket No.	Description
D-1	4/28/2006	3501	Affidavit Of Service Of Evan Gershbein For Bar Date
			Notice
D-2	2/29/2008	13272	Transcript of February 29, 2008 Claims Hearing
D-3	6/16/2009	17030	First Amended Joint Plan of Reorganization of Delphi
			Corporation and Certain Affiliates, Debtors and Debtors-
			In-Possession (as Modified)
D-4	6/16/2009	17031	Supplement to First Amended Disclosure Statement with
			Respect to First Amended Joint Plan of Reorganization
			of Delphi Corporation and Certain Affiliates, Debtors
			and Debtors-In-Possession (as Modified)
D-5	7/15/2009	18264	State of Michigan Workers' Compensation Agency and
			Funds Administration's Limited Objection to Debtors'(A)
			Supplement to Motion for Order (I) Approving
			Modifications to Debtors' First Amended Plan of
			Reorganization (as Modified) and Related Disclosures
			and Voting Procedures and (II) Setting Final Hearing
			Date to Consider Modifications to Confirmed First
			Amended Plan of Reorganization and (B) Request to Set
			Administrative Expense Claims Bar Date and Alternative
			Sale Hearing Date
D-6	7/18/2009	n/a	Declaration Of Keith D. Stipp In Support Of
			Modifications To Debtors' First Amended Joint Plan Of
			Reorganization (Redacted)
D-7	7/29/2009	18829	Transcript of Plan Modification Hearing on July 29, 2009
D-8	7/30/2009	18830	Transcript of Plan Modification Hearing on July 30, 2009
D-9	7/31/2009	n/a	Proof of Claim No. 19541
D-10	7/31/2009	n/a	Proof of Claim No. 19542
D-11	10/6/2009	18958	Notice of (A) Order Approving Modifications to First
			Amended Joint Plan of Reorganization of Delphi
			Corporation and Certain Affiliates, Debtors and Debtors-
			in-Possession and (B) Occurrence of Effective Date
D-12	10/6/2009	18960	Complaint Filed by ACE American Insurance Company
			and Pacific Employers Insurance Company Against
			Delphi Corporation, State of Michigan Workers'
			Compensation Insurance Agency, and State of Michigan
			Funds Administration (Adversary Case 09-01510)

Copies of undocketed items D-6, D-9, and D-10 designated by the Reorganized Debtors are attached to this filing as <u>Exhibit D</u> through <u>Exhibit F</u>, respectively.

Dated: New York, New York January 20, 2010

## SKADDEN, ARPS, SLATE, MEAGHER & FLOM LLP

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